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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/509,691	
	Filing Date	September 27, 2004	
	First Named Inventor	Van Winkle	
	Art Unit	Not yet assigned	
	Examiner Name	Not yet assigned	
Total Number of Pages in This Submission	25	Attorney Docket Number	AG03-005C-US

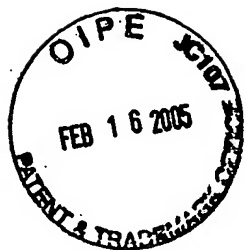
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	Exelixis, Inc.		
Signature			
Printed Name	Terri Sale		
Date	February 16, 2004	Reg. No.	45,066

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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2-18-05

DT07 Rec'd PCT/PTO 16 FEB 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of Van Winkle, *et al.*

Attorney Docket No.: AG03-005C-US

Application. No.: 10-509,691

Filed: September 27, 2004

For: GENERATION OF PLANTS WITH IMPROVED  
DROUGHT TOLERANCE

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR §1.56, this Information Disclosure Statement is being submitted for the above-referenced application.

Applicant requests the Office to consider this Information Disclosure Statement under 37 C.F.R. §1.97 (b)(2) and states that the information contained in the attached PTO Form 1449 was first cited in the International Search Report (copy attached) from the International Searching Authority in the counterpart PCT application.

In accordance with §1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined by 37 CFR §1.56 exists.

In accordance with §1.97(h), the disclosure contained herein is not intended to constitute an admission that any patent, publication, or other information referred to is "prior art" or "analogous art" for this invention.

In accordance with §1.97 (b)(3), it is believed that no fees are required, as the disclosure is delivered before the mailing of a first Office action on the merits. However, the Commissioner is authorized to charge any required fees, to deposit account no. 50-1108.

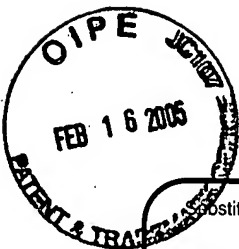
Respectfully submitted,

Dated: February 16, 2005

Terri Sale

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Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

**Complete if Known**

Application Number	10/509,691
Filing Date	September 27, 2004
First Named Inventor	Van Winkle
Art Unit	Not yet assigned
Examiner Name	Not yet assigned
Attorney Docket Number	AG-03-005C-US

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	1	YANAGISAWA, S. "Dof DNA-Binding Proteins Contain a Novel Zinc Finger Motif.", Trends Plant Sci., July 1996, p213-4, 1:7.	
	2	PAP, et al., "Identification and disruption of an Arabidopsis Zinc Finger Gene Controlling Seed Germination.", Genes Dev., 2000, p28-33, 14.	
	3	ZHANG, et al., "Interactions Between Distinct Types of DNA Binding Proteins Enhance Binding to ocs Element Promoter Sequences.", Plant Cell, December 1995, p2241-52, 7.	
	4	EU ARABIDOPSIS SEQUENCING PROJECT. DNA Binding Protein. GenBank Accession No. CAB88324, page 1.	

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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